

**FILED**

**MAY 08 2017**

Clerk, U.S. District Court  
District Of Montana  
Helena

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF MONTANA**

**BUTTE DIVISION**

HOWARD TAYLOR SMITH, II,

Third-Party Plaintiff,

vs.

RONALD D. OLSEN,

Third-Party Defendant.

No. CV 16-36-BU-SEH

**ORDER**

On March 6, 2017, the Court set a preliminary pretrial conference for May 16, 2017.<sup>1</sup> The March 6, 2017, Order requires each party to file a preliminary pretrial statement, addressing with strict compliance, each matter listed in Fed. R. Civ. P. 26(a)(1)(A)(i) and (ii) and L.R. 16.2(b)(1).<sup>2</sup> The preliminary pretrial statements filed on May 3, 2017, and May 4, 2017, fail to comply with the Court's March 6, 2017, Order.

Deficiencies in the preliminary pretrial statements include:

1. Third-Party Plaintiff's Preliminary Pretrial Statement<sup>3</sup> does not

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<sup>1</sup> Doc. 40.

<sup>2</sup> Doc. 40 at 3.

<sup>3</sup> Doc. 44.

include a summary of information known or believed to be known by each individual that may be used in proving or denying any party's claims or defenses as required under L.R. 16.2(b)(1)(J).

2. Third-Party Defendant Olsen's Preliminary Pretrial Statement<sup>4</sup> does not include a summary of information known or believed to be known by each individual that may be used in proving or denying any party's claims or defenses as required under L.R. 16.2(b)(1)(J) and does not address the matters listed in Fed. R. Civ. P. 26(a)(1)(A)(ii) and required by the Court's March 6, 2017, Order.

ORDERED:

Necessary and appropriate revisions to the preliminary pretrial statements to address the deficiencies outlined in paragraphs 1 and 2 above shall be filed on or before May 12, 2017.

DATED this 8<sup>th</sup> day of May, 2017.

  
SAM E. HADDON  
United States District Judge

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<sup>4</sup> Doc. 41.